

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 7TH FEBRUARY 2007 / 18TH MAGHA 1928

W.P.(C).No. 1210 of 2007(R)

PETITIONER:

RAMAN @ KUTTAN CHETTIAR,
S/O.KAMAKZHI AMMA, 90 YEARS,
PALAKKAL (KALLINGAL HOUSE),
KADAMBUR POST, AMBALAPPARA TALUK.

BY ADV. SRI.E.R.VENKATESWARAN
SRI.R.SREEHARI

RESPONDENTS:

1. DIVISIIONAL FORST OFFICER, PALAKKAD.
2. DIVISIONAL FOREST OFFICER, MAKKARKKAD.
3. FORESTER, FOREST SECTION OFFICE,
THIRUVAZHIIYODE.
4. FOREST RANGES OFFICER,
OTTAPALAM.
5. THE SECRETARY, FOREST DEPARTMENT
SECRETARIAT, THIRUVANANTHAPURAM.
6. ASST.DIRECTOR OF SURVEY,
FOREST MINI SURVEY, ARAKKINAL POST,
MATTOTHAM, CALICUT.

BY GOVERNMENT PLEADER SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 07/02/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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W.P.(C). No.1210 Of 2007

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Dated this the 7th February, 2007.

J U D G M E N T

Heard.

Petitioner seeks an order to issue pass for transportation of certain forest products. The respondents have come on record with statement that, though the lands are covered by the order of Forest Tribunal in O.A.No.139 of 1975, it is a land for which there is a proposal for declaration under Act 21 of 2005. If that be so, the appropriate procedure for the petitioner would be only to seek an order to de-notify the land from the purview of that statute, by moving the appropriate authority. Without prejudice to such rights and also to seek any relief before the competent authority for release of the goods detained as per Ext.R4(a) in terms of law, this writ petition is dismissed.

**THOTTATHIL B. RADHAKRISHNAN,
JUDGE.**

sj

